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**FACSIMILE COVER SHEET**

DATE: January 9, 2008

TO: Examiner Brendan O. Baggot  
TC Art Unit: 1638

Fax No.: (571) 273 8300

FROM: Charles L. Gagnebin III

No. of pages transmitted  
(including this page): 30

Our File: MBP-033XX

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Sent by: Marilyn

Application No. 10/566,201  
Filed Date: January 27, 2006  
Confirmation No.: 8282

A confirmation copy of this transmission will not be mailed unless the following is checked:    
MESSAGE

PLEASE DELIVER DIRECTLY TO:  
EXAMINER BRENDAN O. BAGGOT, Tel. (571) 272-5265  
TC ART UNIT NO: 1638

**FOR ENTRY**

Enclosed for filing please find an Amendment, Exhibits A and B, and transmittal form.

The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional filing fees associated with this communication or credit any overpayment.

  
\_\_\_\_\_  
Attorney for Applicant: Charles L. Gagnebin III  
Registration No. 25,467

CLG/mrb/361126.1

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Rev 09/07

Application No.: 10/566,201  
 Filed: January 27, 2006  
 TC Art Unit: 1638  
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WEINGARTEN, SCHURGIN, GAGNEBIN & LEOVICI LLP  
 Ten Post Office Square  
 Boston, Massachusetts 02109  
 Telephone: (617) 542-2290  
 Telecopier: (617) 451-0313

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Date: January 9, 2008

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Attorney  
 Docket No.: MBP-033XX

Via Facsimile  
**COMMISSIONER FOR PATENTS**  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

In re application of: Artur Pfitzner et al.

Entitled: **INDUCIBLE PROMOTERS FOR THE EXPRESSION OF PROTEINS IN PLANTS AND METHOD FOR DETECTING THEM**

Transmitted herewith is an amendment in the above-identified application. The following checked items are applicable:

This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$ \_\_\_\_\_) per §1.17(e).  
 Enter the unentered amendment previously filed on \_\_\_\_\_ per §1.116.

**Small Entity Status is asserted.**

A Petition for Extension of Time for \_\_\_\_\_ month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$ \_\_\_\_\_) per §1.17.

In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.

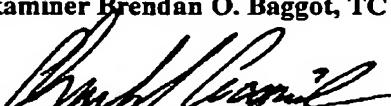
**Other: Exhibit A (Wikipedia definition of organism); Exhibit B (Australian Academy of Science definition of organism).**

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	2 - 3	=	x \$210.00 =	0
Total	31 - 32	=	x \$ 50.00 =	0
<input type="checkbox"/> Multiple Dependent Claims (1st presentation)			+ \$370.00 =	0
<b>SUBTOTAL ADDITIONAL FEE</b>				0
Small Entity filing, divide by 2. Small Entity status must be asserted.				0
<b>TOTAL ADDITIONAL FEE</b>				0

**No additional fee.**  The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$ \_\_\_\_\_) for the cost of same.

**The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.**

I hereby certify that this correspondence is being sent via facsimile to Examiner Brendan O. Baggot, TC Art Unit 1638, Fax No. (571) 273 8300, on January 9, 2008.

  
 Attorney of Record: Charles L. Gagnebin III  
 Registration No.: 25,467

CLG/mrb/361128.1

**PATENT**

Rev 02/07

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application : Artur Pfitzner et al.  
Application No. : 10/566,201  
Filed : January 27, 2006  
Confirmation No. : 8282  
For : INDUCIBLE PROMOTERS FOR THE EXPRESSION OF  
PROTEINS IN PLANTS AND METHOD FOR DETECTING  
THEM  
Examiner : Brendan O. Baggot  
Attorney's Docket : MBP-033XX

TC Art Unit: 1638

I hereby certify that this correspondence is being sent via facsimile to Examiner Brendan O. Baggot, TC Art Unit 1638, Fax No. (571) 273 8300, on January 9, 2008.

By: Charles L. Gagnebin III  
Charles L. Gagnebin III  
Registration No. 25,467  
Attorney for Applicant(s)

Via Facsimile  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Siri:

In response to the Office Action dated October 10, 2007,  
please amend the above-identified patent application as follows.

WEINGARTEN, SCHURGIN,  
GAGNEBIN & LEBOVICI LLP  
TEL. (617) 542-2290  
FAX. (617) 451-0313